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UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADARECEIVED  
AND FILED

OCT 28 3 07 PM '08

Case Nos.

BK-S-06-10725 LBR U.S. BANKRUPTCY COURT  
BK-S-06-10726 LBR MARY A. SCHOTT, CLERK  
BK-S-06-10727 LBR  
BK-S-06-10728 LBR  
BK-S-06-10729 LBRJOINTLY ADMINISTERED  
Chapter 11 Cases

Judge Linda B. Riegle

**VERIFIED PETITION FOR PERMISSION  
TO PRACTICE IN THIS CASE ONLY BY  
ATTORNEY NOT ADMITTED TO THE  
BAR OF THIS COURT**

## Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

Vincent O'Gara, Petitioner represents to the Court:

1. That Petitioner resides in the City and County of San Francisco, California.

2. That Petitioner is an attorney at law with the law firm of:

Murphy, Pearson, Bradley & Feeney  
 88 Kearny Street, 10<sup>th</sup> Floor,  
 San Francisco, CA 94108,  
 telephone number: (415) 788-1900,  
 Fax number: (415) 393-8087,  
 email address: vogara@mpbf.com.

3. That Petitioner has been retained personally or as a member of the law firm to provide legal representation in connection with the above-entitled case now pending before this Court.

4. That since December 18, 1974, Petitioner has been and presently is a member in good standing of the bar of the highest Court of the State of California, where Petitioner regularly practices law.

#175-#188547

1       5. That Petitioner was admitted to practice before the following United States District  
 2 Courts and United States Circuit Courts of Appeal on the dates indicated for each, and that Petitioner is  
 3 presently a member in good standing of the bars of said Courts.

COURT	DATE ADMITTED
Court of Appeals for the Ninth Circuit	January 8, 1975
USDC, Northern District of California	December 18, 1974
USDC, Eastern District of California	May 28, 1981
USDC, Central District of California	June 5, 1981
USDC, Southern District of California	June 4, 1981

10     6. That there are or have been no disciplinary proceedings instituted against Petitioner, nor  
 11 any suspension of any license, certificate or privilege to appear before any judicial, regulatory or  
 12 administrative body, or any resignation or termination in order to avoid disciplinary or disbarment  
 13 proceedings, except as described in detail below: None.

14     7. That Petitioner has never been denied admission to the State Bar of Nevada.

15     8. That Petitioner is a member of good standing in the following Bar Associations:

16 California State Bar.

17     9. Petitioner or any member of Petitioner's firm (or office if firm has offices in more than  
 18 one city) with which Petitioner is associated has/have filed application(s) to appear as counsel under  
 19 Local Rule IA 10-2 during the past three (3) years in the following matters:

Name of Petitioner/ Date of Application	Cause	Title of Court Administrative Body	Was Application Granted or Denied
NONE	N/A	N/A	N/A

23     10. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State  
 24 of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as  
 25 a member of the State Bar of Nevada.

26     11. Petitioner agrees to comply with the standards of professional conduct required of the  
 27 members of the bar of this court.

12. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

That Petitioner respectfully prays that Petitioner be admitted to practice before this Court FOR THE PURPOSES OF THIS CASE ONLY.

Dated: September 29, 2008

Vincent O'Gara

Vincent O'Gara – 62304  
MURPHY, PEARSON, BRADLEY & FEENEY  
88 Kearny Street, 10th Floor  
San Francisco, CA 94108-5530  
Tel: (415) 788-1900  
Fax: (415) 393-8087

Prospective Attorneys for Settling Party  
**PIERCY BOWLER TAYLOR & KERN**

## VERIFICATION

I, Vincent O'Gara, verify that the foregoing is true and correct.

This verification is made under the laws of the State of California at San Francisco, California  
this 29<sup>th</sup> Day of September 2008. *[Signature]*

Vincent O'Gara

**JURAT**

**State of :** California

**County of** SAN FRANCISCO

Subscribed and sworn to (or affirmed) before me

this 29 day of September, 2008, by

Date

Month

Year

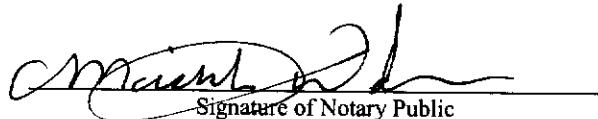
(1) VINCENT O'GARA

Name of Signer (s)

(2)

Name of Signer (s)

Personally known to me proved to me on the basis of satisfactory evidence  
to be the person (s) who appeared before me.



*Michael J. O'Gara*  
Signature of Notary Public

Place Notary Seal Above



1 ORDER  
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3 The verified petition of Vincent O'Gara to practice in THIS CASE ONLY is approved.  
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5 Dated: \_\_\_\_\_, 2008  
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